

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
MONDAY, MAY 21, 1990
AT 2:00 P.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor O'Connor at 2:00 p.m. with no quorum present. A quorum was present at 2:04 p.m. with Council Members Pratt, Bernhardt, McCarty, and Filner not present. The meeting was adjourned by Mayor O'Connor at 6:41 p.m.

ATTENDANCE DURING THE MEETING:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-present
- (3) Council Member Hartley-present
- (4) Council Member Pratt-present
- (5) Council Member Bernhardt-present
- (6) Council Member Henderson-present
- (7) Council Member McCarty-present
- (8) Council Member Filner-present
- Clerk-Abdelnour (mp)

FILE LOCATION: MINUTES

May-21-1990

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-not present
- (3) Council Member Hartley-not present
- (4) Council Member Pratt-not present
- (5) Council Member Bernhardt-not present
- (6) Council Member Henderson-present
- (7) Council Member McCarty-not present
- (8) Council Member Filner-not present

May-21-1990

ITEM-10: INVOCATION

Invocation was given by Rev. Marilyn Hall-Day of the
Center of Religious Enlightenment.

FILE LOCATION: MINUTES

May-21-1990

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member
Hartley.

FILE LOCATION: MINUTES

May-21-1990

ITEM-30: APPROVED MINUTES

Approval of Council Minutes for the Meetings of:

4/5/90 Special

4/16/90

4/17/90

4/16/90 Adjourned, Held 4/19/90

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A037-041.)

MOTION BY HENDERSON TO APPROVE THE MINUTES. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-31: PROCLAIMED

Proclaiming May 1990 to be "Better Hearing and Speech Month" in San Diego.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A042-053.)

ITEM-32: (R-90-1867) ADOPTED AS RESOLUTION R-275717

Congratulating City Clerk Charles G. Abdelnour and staff for developing and implementing the Legislative Information System (LEGIS) and for winning first place in the 1990 Records Management Contest from the International Institute of Municipal Clerks.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A054-094.)

MOTION BY WOLFSHEIMER TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-33: GRANTED REQUEST FOR A HEARING ON JUNE 26, 1990

Matter of the request of Grand Avenue Associates, by Alexander B. McDonald, Attorney, for a hearing of an appeal from the Housing Commission's decision requiring a Coastal Affordable Housing Compliance Permit determination for the property located at 2301-2347 Grand Avenue. This would require 27 replacement units affordable to lower income households.

(Case-90-093. District-6.)

A motion granting or denying the request for a hearing of the appeal.

FILE LOCATION: - -

COUNCIL ACTION: (Tape location: A240-273.)

MOTION BY HENDERSON TO GRANT THE REQUEST FOR A HEARING BECAUSE COUNCIL GUIDANCE IS NEEDED, AND SET THE HEARING FOR JUNE 26, 1990. Second by Mayor O'Connor. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-nay, Bernhardt-nay, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-34: DENIED REQUEST FOR A HEARING

Matter of the request of Ivanhoe Villas Ltd., by Robert Caplan, Attorney, of Seltzer Caplan Wilkins & McMahon, for a hearing of an appeal from the Housing Commission's decision requiring a Coastal Affordable Housing Compliance Permit Determination for the property located at 7707-41 Ivanhoe Avenue, 7716-28 East Ivanhoe Avenue and 1220-46 Torrey Pines Road. This would require 5 replacement units. (Case-90-094. District-1.)
A motion granting or denying the request for a hearing of the appeal.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A274-281.)

MOTION BY WOLFSHEIMER TO DENY THE REQUEST FOR A HEARING. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-nay, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-35: DENIED REQUEST FOR A HEARING

Matter of the request of Richard C. Entenmann, for a hearing of an appeal from the decision of the Planning Commission in granting Coastal Development Permit and Sensitive Coastal Resource Overlay Zone Permit

CDP/SCROZP-89-0382 to remodel an existing single-family home including installation of a partial basement, and new second story, roof-top spa. The 5,000-square-foot project site is located at 5576 Calumet Avenue and is more particularly described as Lot 32, Map-2799, in Zone R1-5000 within the La Jolla Community Plan area.

(Case-89-0382. District-6.)

A motion granting or denying the request for a hearing of the appeal.

FILE LOCATION: PERM CDP/SCROZP - Case-89-0382

COUNCIL ACTION: (Tape location: A283-304.)

MOTION BY HENDERSON TO DENY THE REQUEST FOR A HEARING. Second by Mayor O'Connor. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-50: (O-90-175) ADOPTED AS ORDINANCE O-17468 (New Series)

Establishing a Schedule of Compensation for Officers and Employees of the City of San Diego for the Fiscal Year 1990-91.

(Introduced on 5/8/90. Council voted 7-2. Districts 1 and 8 voted nay.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A345-355;G180-341.)

MOTION BY McCARTY TO DISPENSE WITH THE READING AND ADOPT.

Second by Roberts. Passed by the following vote:

Wolfsheimer-nay, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-not present, Henderson-not present, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-51: (O-90-171) RETURNED TO CITY MANAGER

Amending Chapter X, Article 3, Division 6, of the San Diego Municipal Code by amending Section 103.0602, relating to the North City West Planned District, in connection with State Route 56 and Carmel Valley Restoration and Enhancement Project.

(District-1. Introduced on 5/8/90. Council voted 6-3. Districts 3, 5, and Mayor voted nay.)

FILE LOCATION: LAND - North City West Planned District

COUNCIL ACTION: (Tape location: A356-420.)

MOTION BY WOLFSHEIMER TO RETURN THE ITEM TO THE CITY MANAGER FOR

REDOCKETING WITH THE M.O.U. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-52: (O-90-115 Rev.1) ADOPTED AS ORDINANCE O-17469 (New Series)

19900521

Limiting issuance of demolition permits and building permits within portions of Pacific Beach to protect multi-family neighborhoods from incompatible development. (District-6. Introduced as amended on 5/8/90. Council voted 7-2. Districts 3 and 4 voted nay.)

FILE LOCATION: LAND - Pacific Beach Community Plan

COUNCIL ACTION: (Tape location: A333-344.)
CONSENT MOTION BY McCARTY TO DISPENSE WITH THE READING AND ADOPT. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-53: (O-90-174) RETURNED TO CITY MANAGER

Introduction of an Ordinance amending Chapter IV, Article 4, Division 3, of the San Diego Municipal Code by amending Section 44.0305, relating to Wild Animals and other Prohibited Species, by deleting the ambiguous word "dangerous" and allowing the keeping of some snakes in the City; and imposing additional requirements for the maintenance of large snakes.
(See City Manager Report CMR-90-175.)

COMMITTEE ACTION: Reviewed by PSS on 4/18/90.
Recommendation to approve the revised Ordinance. Districts 2, 3, 4, 5 and 7 voted yea.

FILE LOCATION: - -

COUNCIL ACTION: (Tape location: A304-332.)

MOTION BY HENDERSON TO RETURN THE ITEM TO THE CITY MANAGER FOR REVISIONS AND FOR REDOCKETING. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-54: (O-90-173) INTRODUCED, TO BE ADOPTED JUNE 4, 1990

Introduction of an Ordinance amending Chapter VIII, Article 6, of the San Diego Municipal Code by amending Section 86.27 relating to Parking of Heavy Duty Commercial Vehicles in Residential Districts.
(See City Manager Report CMR-90-192.)

COMMITTEE ACTION: Reviewed by TLU on 4/30/90. Recommendation to approve the City Manager's Recommendation to a) Establish a full-time prohibition; b) Define heavy duty commercial vehicles to exceed 10,000 pounds; c) Define residential districts per City Zoning Code; and d) Directed the City Manager to clarify the issues raised by C.I.F. for the Council hearing. Districts 4, 5 and 8 voted yea. Districts 1 and 2 not present.

FILE LOCATION: - -

COUNCIL ACTION: (Tape location: A421-432.)

CONSENT MOTION BY PRATT TO INTRODUCE THE ORDINANCE. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-55: (O-90-177) INTRODUCED, TO BE ADOPTED JUNE 4, 1990

Introduction of an Ordinance accepting the Penal Code Requirements relating to the Selection and Training Standards of Public Safety Dispatchers.

CITY MANAGER SUPPORTING INFORMATION: Penal Code Section 13510 was amended on January 1, 1989, requiring the Commission on Peace Officers Standards and Training (POST) to establish

minimum selection and training standards for public safety dispatchers. The Police Department is eligible to participate in the Public Safety Dispatcher Program. All participating agencies are eligible to receive reimbursement for certain dispatcher training costs.

Minimum standards for public safety dispatchers include:

1. A thorough background investigation.
2. A medical examination.
3. Evaluation of oral communication skills.
4. Satisfactory completion of an 80-hour Basic Complaint/Dispatcher course within 12 months of hire.
5. A 12-month probationary period.

The Police Department is currently adhering to these standards. To participate in the Public Safety Dispatcher Program, a city must submit a letter to the Commission requesting participation. The letter must be accompanied by a copy of an Ordinance pledging adherence to the standards adopted by the Commission.

FILE LOCATION: - -

COUNCIL ACTION: (Tape location: A421-432.)

CONSENT MOTION BY PRATT TO INTRODUCE THE ORDINANCE. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-56: (O-90-176) INTRODUCED, TO BE ADOPTED JUNE 4, 1990

Introduction of an Ordinance authorizing the execution of a 50-year lease agreement with the Poway Unified School District for the lease, development, maintenance and operation of a multi-purpose community building at Black Mountain Middle School, together with any other necessary modifications or amendments which do not increase the project scope or cost and which the City Manager shall deem necessary to carry out the purposes and intent of this project; authorizing the City Auditor and Comptroller to make payments in accordance with CIP-29-712, FBA Fund No. 79004, and the proposed amendment as funds become available.

(See City Manager Report CMR-89-327. Penasquitos East Community Area. District-1.)

COMMITTEE ACTION: Reviewed by PFR on 7/26/89. Recommendation to approve the City Manager's recommendation. The Committee requested that the design and joint-use agreement for the facility be reviewed by the Rancho Penasquitos Recreation Council. Districts 1, 6, 7 and 8 voted yea. District 5 not present.

CITY MANAGER SUPPORTING INFORMATION: This agreement with the Poway Unified School District will provide for the lease, construction, operation and maintenance of a multi-purpose building at the Black Mountain Middle School in the Penasquitos East Community Plan area. The project and the proposed agreement were fully discussed in the City Manager's Report CMR-89-327 which was presented to and approved by the Public Facilities and Recreation Committee (PF&R) on July 26, 1989. The proposed agreement, as recommended by the PF&R Committee was presented to the Rancho Penasquitos Recreation Council and the Penasquitos East Community Council. The agreement was approved by both community groups. The agreement provides for the design and construction of the building to be accomplished by the Poway Unified School District through their competitive bidding process. Funding for the City's portion of the project is being advanced through an existing development agreement between the City of San Diego and American Newland Associates, The Fieldstone Company, J.M. Peters Company and Penasquitos Park View Estates. They will be reimbursed in Fiscal 1992. The advanced funds, in the amount of \$900,000, will be disbursed to the City within 30 days after the City notifies Newland, et al, that within 45 days of that notice, invitations for construction bids will be issued. Disbursement will then be made to the Poway Unified School District who will design and construct the project. The total project cost is estimated to be \$1,200,000.

An Irrevocable Letter of Credit in the amount of \$900,000 has been filed with the City Treasurer for this project.
Aud. Cert. 9000906.

FILE LOCATION: - -

COUNCIL ACTION: (Tape location: A421-432.)

CONSENT MOTION BY PRATT TO INTRODUCE. Second by Bernhardt.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-100: (R-90-1612) ADOPTED AS RESOLUTION R-275718

Awarding contracts to Hydro-Scape Products and C. R. Jaeschke for the purchase of turf mowing equipment for a total cost of \$60,869.74, including tax and terms, as follows:

1. Hydro-Scape Products for Item 1.
2. C. R. Jaeschke Inc. for Item 2.

Authorizing the expenditure of an amount not to exceed \$60,869.74 (\$27,622.24 from Department No. 443, Organization No. 830, Object Account No. 6010, and Job Order No. 001990, and \$33,247.50 from Department No. 443, Organization No. 550, Object Account No. 6010, and Job Order No. 044355); authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-G1341/90)
Aud. Cert. 9000945.

FILE LOCATION: CONT Purchase - Hydro-Scape Products and C.
R. Jaeschke CONFY90-1

COUNCIL ACTION: (Tape location: A433-450.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Henderson.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-101: (R-90-1599) ADOPTED AS RESOLUTION R-275719

Awarding a contract to Hewlett-Packard Company for the purchase of one gas chromatograph/mass spectrometer system for the Metro Wastewater laboratory for a first year actual cost of \$112,110.57, including tax and terms; with a warranty extension for the second year at a cost of \$6,144 and for the third year at a cost of \$6,384; authorizing the expenditure of an amount not to exceed \$112,110.57 from Department No. 700, Organization No. 422, Object Account No. 6010, and Job Order No. 66178, for providing funds for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-B1289/90)
Aud. Cert. 9000909.

FILE LOCATION: CONT Purchase - Hewlett-Packard Company

COUNCIL ACTION: (Tape location: A433-450.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Henderson.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea,

Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea,

McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-102:

Two actions relative to the Garnet Avenue (Pendleton Street to Soledad Mountain Road) Underground Utility District: (Pacific Beach Community Area. District-6.)

Subitem-A: (R-90-1843) ADOPTED AS RESOLUTION R-275720

Designating July 1, 1990 as the date upon which all property in the Garnet Avenue (Pendleton Street to Soledad Mountain Road) Underground Utility District must be ready to receive underground service and August 1, 1990 as the date for the removal of all overhead utility facilities.

Subitem-B: (R-90-1844) ADOPTED AS RESOLUTION R-275721

Authorizing the City Auditor and Comptroller to open Fund No. 78047 for the purpose of depositing Public Utilities Commission Case 8209 Utility Undergrounding Allocation Funds for the Garnet Avenue (Pendleton Street to Soledad Mountain Road) Underground Utility District; authorizing the City Treasurer to receive these funds from the San Diego Gas and Electric Company; authorizing payment to all property owners in the Garnet Avenue (Pendleton Street to Soledad Mountain Road) Underground Utility District as reimbursement for electrical service underground conversion work done on private property whenever the required length of trenching exceeds 15 feet; authorizing the City Auditor and Comptroller to return to San Diego Gas and Electric Company any undisbursed funds upon written notice from SDG&E to the City that all electric service conversions within a particular district have been completed.

CITY MANAGER SUPPORTING INFORMATION: The Garnet Avenue (Pendleton St. to Soledad Mountain Road) Underground Utility District was created by the City Council on January 5, 1988. The resolution creating the district left the matter of the actual dates for converting services and removing overhead facilities to be established later. This action will set July 1, 1990 as the Customer Ready Date, which will require that,

upon this date, all affected customers within the underground utility district must have their services prepared to receive service from the new underground system. This action will also establish August 1, 1990 as the Pole Removal Date, which will require that, upon this date, all overhead facilities within the underground utility district must be removed. The utility companies concur with the proposed dates. Council Policy 800-2 provides for the use of California Public Utilities Commission Case 8209 funds to assist in financing the conversion of private electric service laterals in all underground utility districts. Funding consists of a lump-sum reimbursement based upon the length of the electrical service trench. The property owner remains responsible for all remaining conversion costs. Aud. Cert. 9000925.

FILE LOCATION: STRT K-178

COUNCIL ACTION: (Tape location: A433-450.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-103: (R-90-1835) RETURNED TO CITY MANAGER

Vacating Union Street south of Maple Street, adjacent to Lots 11 and 12 of Block 81 and Lots 1 and 2 of Block 82, within Map-1874, under the procedure for the summary vacation of streets; reserving and excepting from the foregoing vacation the right, easement and privilege of placing, constructing, repairing, replacing, maintaining, using and operating public utilities of any kind; reserving and excepting from vacation and abandonment, the right to construct, maintain, operate, replace, remove, renew, and enlarge overhead or underground lines of pipe, and fixtures for the transportation and distribution of electrical or electronic energy and natural gas; declaring that this resolution shall not become effective until the issuance of permits for the required public improvements; in the event that the permits are not issued within 18 months following the adoption of this resolution, the resolution shall become void and of no further force or effect; directing the City Engineer to advise the City Clerk of the completion of the issuance of permits.

(See City Manager Report CMR-90-223. Uptown Community Area. District-8.)

FILE LOCATION: STRT J-2743

COUNCIL ACTION: (Tape location: A304-332.)

MOTION BY HENDERSON TO ADOPT. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-104:

Three actions relative to International Business Center - Assessment District No. 4036:
(Otay Mesa Community Area. District-8.)

Subitem-A: (R-90-1798) ADOPTED AS RESOLUTION R-275722

Adopting a map showing the proposed boundaries of Assessment District No. 4036 - International Business Center.

Subitem-B: (R-90-1799) ADOPTED AS RESOLUTION R-275723

Resolution of Intention to order the acquisition of certain improvements in the proposed assessment district; declaring the work to be of more than local or ordinary benefit; describing the district to be assessed; providing for the issuance of bonds.

Subitem-C: (R-90-1800) ADOPTED AS RESOLUTION R-275724

Giving preliminary approval of the Report of the Engineer; setting a time and place for the public hearing.

CITY MANAGER SUPPORTING INFORMATION: On August 8, 1988, the City Council accepted the property owner petition which was signed by the developer representing 100 percent of the land owners in the proposed assessment district. This is an acquisition type district in which the property owner will construct the public improvements and the City would acquire them through assessment district proceedings. The public improvements have now been completed and the assessment district proceedings can begin. The proceedings will follow the normal routine with the first action being the adoption of the

Resolution of Intention followed by noticing of the property owners and a public hearing on the assessment district. During the 30-day cash payment period immediately following the public hearing, property owners may pay all or any portion of their assessment. Subsequently, bonds are issued in the amount of the total unpaid assessments and the developer is paid for the subdivision improvements. The public improvements consist of grading, curb and gutter, sidewalk, paving, sewer, water and storm drain facilities, dry utilities and street lights. All property owners will be noticed of the public hearing and informed of the proposed assessment(s) to their land.

FILE LOCATION: STRT D-2275

COUNCIL ACTION: (Tape location: A433-450.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Henderson.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-105:

Two actions relative to the Gaslamp Quarter Landscape and Lighting Maintenance District:

(Centre City Community Area. District-8.)

Subitem-A: (R-90-1859) ADOPTED AS RESOLUTION R-275725

Resolution of Intention to levy and collect assessments on the Gaslamp Quarter Landscape and Lighting Maintenance District.

Subitem-B: (R-90-1860) ADOPTED AS RESOLUTION R-275726

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION: The public hearing establishes the annual assessments for the Gaslamp Quarter Landscape and Lighting Maintenance District. The Fiscal Year 1991 proposed maintenance costs for the district are as follows:

Contractual Maintenance	\$ 45,200
Personnel	211,996
Utilities	48,200
Incidentals	130,711*
Total Expenses	\$436,107
Reserve	77,145

Total	\$513,252
Less Carry-over & Interest	197,500
Less City Contribution	13,000
Assessed to District	\$302,752

* Includes Assessment District Management Fee of \$25,101.

The annual assessment for Fiscal Year 1991 will be \$302,752 compared to \$267,637, the amount assessed for Fiscal Year 1990. The unit assessments in this district vary depending on the degree of service and number of stories of the building on the parcel, thus ranging from \$5 to \$27 per unit of parcel frontage.

FILE LOCATION: STRT M-209

COUNCIL ACTION: (Tape location: A433-450.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-106:

Two actions relative to the North City West Landscape and Lighting Maintenance District:
(North City West Community Area. District-1.)

Subitem-A: (R-90-1789) ADOPTED AS RESOLUTION R-275727

Resolution of Intention to levy and collect assessments on the North City West Landscape and Lighting Maintenance District.

Subitem-B: (R-90-1790) ADOPTED AS RESOLUTION R-275728

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION: The public hearing establishes the annual assessments for the North City West Landscape and Lighting Maintenance District. The district provides maintenance for approximately 210 acres of open space in addition to medians, streetscapes, and slopes within the district areas. The Fiscal Year 1991 proposed maintenance costs for the district are as follows:

Contractual Maintenance	\$389,000
Personnel	41,582
Utilities	128,000
Incidentals	63,418*

Total Expenses	\$622,000
Reserve	85,268
Total	\$707,268
Less Carry-over & Interest	94,000
Less City Contribution	28,160
Assessed to District	\$585,108

*Includes \$36,003 Assessment Management Fee.

Even though the various items making up the maintenance district expenditure have changed slightly, the total amount assessed to the district in Fiscal Year 1991 has not changed and will be the same as in Fiscal Year 1990, approximately \$585,108.

Consequently, the proposed unit assessments for Fiscal Year 1991 will be approximately the same as the previous fiscal year, approximately \$110 per residential unit.

FILE LOCATION: STRT M-204

COUNCIL ACTION: (Tape location: A433-450.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Henderson.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-107:

Two actions relative to the Park Village Landscape Maintenance District:

(Penasquitos East Community Area. District-1.)

Subitem-A: (R-90-1856) ADOPTED AS RESOLUTION R-275729

Resolution of Intention to levy and collect assessments on the Park Village Landscape Maintenance District.

Subitem-B: (R-90-1857) ADOPTED AS RESOLUTION R-275730

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION: The public hearing establishes the assessments for the maintenance of landscaped medians and slopes in the Park Village Landscape Maintenance District for Fiscal Year 1991. The developer of the subdivision

will continue to provide all necessary maintenance for any newly landscaped areas until they are turned over to and accepted by the district. The proposed maintenance costs for the landscaped

areas to be maintained by the district during Fiscal Year 1991 are as follows:

Contractual Maintenance	\$55,500
Personnel	6,238
Utilities	16,800
Incidentals	11,826*
Total Expenses	\$90,364
Reserve	8,633
Total	\$98,997
Less Carry-over & Interest	1,000
Less City Contribution	7,482
Assessed to District	\$90,515

*Includes \$5,230 Assessment Management Fee.

Assessments for Fiscal Year 1991 correspond to approximately \$28 per dwelling unit compared to \$26 for Fiscal Year 1990. The increase in the assessment this fiscal year reflects a modest increase in the cost of contractual services and a larger increase in the water costs based on actual charges during Fiscal Year 1990.

FILE LOCATION: STRT M-208

COUNCIL ACTION: (Tape location: A433-450.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Henderson.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-108:

Two actions relative to the Penasquitos East Landscape
Maintenance District:
(Penasquitos East Community Area. District-1.)

Subitem-A: (R-90-1862) ADOPTED AS RESOLUTION R-275731

Resolution of Intention to levy and collect assessments on
the Penasquitos East Landscape Maintenance District.

Subitem-B: (R-90-1863) ADOPTED AS RESOLUTION R-275732

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION: The public hearing
establishes the annual assessments for the Penasquitos East
Landscape Maintenance District. The district provides for the

maintenance of landscaped medians and open space within the district. The Fiscal year 1991 proposed maintenance costs for the district are as follows:

Contractual Maintenance	\$ 65,000
Personnel	10,396
Utilities	14,600
Incidentals	18,311*
Total Expenses	\$108,307
Reserve	19,855
Total	\$128,162
Less Carry-over & Interest	38,000
Less City Contribution	14,586
Assessed to District	\$ 75,576

*Includes \$6,377 Assessment Management Fee.

The total amount assessed to the district in Fiscal Year 1991 will be approximately \$5.50 per unit, compared to \$4.47 for Fiscal Year 1990.

FILE LOCATION: STRT M-207

COUNCIL ACTION: (Tape location: A433-450.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Henderson.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-109: (R-90-1852) ADOPTED AS RESOLUTION R-275733

Changing the name of Smerdon Circle, located north of Helmer Lane, to Brighton Ridge Court; declaring that the signage shall indicate both the old street name and the new street name for a period of one year, for the convenience

of the general public; authorizing the installation and removal of the necessary signs and markings.

(Scripps Miramar Ranch Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: The affected property owners have petitioned for the proposed name change of Smerdon Circle to Brighton Ridge Court. The name change will affect five properties of which all of the existing owners are in favor of the name change. Smerdon Circle was dedicated and named as part of the McMillan Scripps Three, Unit 3, subdivision per Map-11266. The property owners are dissatisfied with the present name and derived Brighton Ridge as more suitable. The re-signage costs for Brighton Ridge Court has been paid for by

the petitioners. The Building Inspection Department, Engineering and Development Department, Fire Department, and Police Department have reviewed the proposed street name change and have indicated that the new name is acceptable.

FILE LOCATION: DEED F-5271 DEEDFY90-1

COUNCIL ACTION: (Tape location: A433-450.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Henderson.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-110: (R-90-1806) ADOPTED AS RESOLUTION R-275734

Excusing Councilmember Judy McCarty from attending the Public Services and Safety Committee meeting of April 4, 1990, for the purpose of attending the "Don't Waste the 90's" Keep America Beautiful Teleconference.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A433-450.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Henderson.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-111: (R-90-1840) ADOPTED AS RESOLUTION R-275735

Excusing Councilmember Judy McCarty from attending the Council meetings of May 14 and 15, 1990, for the purpose of attending a meeting of the United Nations Environment Program, in New York, to develop and discuss goals and local strategies for the reduction, reuse and recycling of solid waste in the 1990's.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A433-450.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Henderson.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-112: (R-90-1849) ADOPTED AS RESOLUTION R-275736

Excusing Councilmember Bob Filner from attending the Council meeting of April 24, 1990, due to his attendance to other official City business.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A433-450.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Henderson.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-113: (R-90-1836) ADOPTED AS RESOLUTION R-275737

Authorizing the execution of an agreement with Boyle Engineering Corporation to provide construction documents for State Route 163 and Friars Road, CIP-52-455; authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$218,000 from Developer Impact Fees (DIF) Fund No. 79529, to CIP-52-455.0, State Route 163 and Friars Road, Fund No. 79529; authorizing the expenditure of an amount not to exceed \$393,000 from CIP-52-455.0, State Route 163 and Friars Road, Fund No. 79529, for the purpose of providing funds for the above project.

(Mission Valley Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: This project is included in the Council approved Public Facilities Financing plan and Facilities Benefit Assessment for Mission Valley and FY 1990 Capital Improvement Program. The project will provide for the construction of a new southbound to westbound off-ramp at State Route 163 and Friars Road. Construction of this project will improve traffic flow at this location. It is proposed to utilize the services of a consultant for this project since City staff are already fully committed to other projects.

Additionally, this project requires special technical skills and expertise not currently available within present City staff.

Consultants submitted letters of interest and five firms were interviewed in conformance with Council Policy 300-7. The firm of Boyle Engineering Corporation was selected and is hereby recommended to provide consultant services for this project. Boyle Engineering Corporation will utilize 12.5 percent MBE and 20.7 percent WBE participation for this project.

Aud. Cert. 9000926.

FILE LOCATION: MEET CCONFY90-1

COUNCIL ACTION: (Tape location: A433-450.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Henderson.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-114: (R-90-1842) ADOPTED AS RESOLUTION R-275738

Authorizing the City Manager to continue an agreement for
Fiscal Year 1990-1991 with the County of San Diego
Probation Department to provide personnel to clean
City-owned property; authorizing the expenditure of an
amount not to exceed \$102,700 from the Waste
Management/Litter Control budget, Refuse Disposal
Enterprise Fund No. 41200 for the purpose of providing
funds for the above agreement; authorizing the City Auditor
and Comptroller to remit unexpended funds, if any, to the
appropriate reserves upon advice of the administering
department.

CITY MANAGER SUPPORTING INFORMATION: Since July, 1984 the
City has entered into agreements with the County of San Diego
Probation Department to utilize Probation Department crews to
clean City-owned property. This is a request to continue the
agreement and authorize expenditures for an additional year.
(Agreement Document No. RR-269187). Under this agreement, the
County will supply crews of 12 or more persons with a Supervisor
to assist Litter Control with cleaning trash and weeds from
along roadways and open space areas. The City will supply a
lead person to designate the worksite and monitor the work. The
cost to the City will be \$260 per day.
Aud. Cert. 9000921.

FILE LOCATION: MEET CONTFY90-1

COUNCIL ACTION: (Tape location: A433-450.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Henderson.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-115: (R-90-1829) ADOPTED AS RESOLUTION R-275739

Authorizing the execution of a first amendment to the

agreement of November 3, 1986 with Paul McKim and Associates, for professional services in connection with Montgomery-Waller Community Park, together with any necessary modifications or amendments which do not increase the project scope or cost and which the City Manager shall deem necessary to carry out the purpose and intent of this project and amendment; authorizing the City Auditor and

Comptroller to transfer the amount of \$8,500 from CIP-20-001.0, Annual Allocation - Minor Park Improvements, Capital Outlay Fund No. 32453, to CIP-29-467.0, Montgomery-Waller Community Park - Requirements; authorizing the expenditure of an amount not to exceed \$8,500 from CIP-29-467.0, Montgomery-Waller Community Park - Requirements, for the purpose of providing funds for the above project; authorizing the City Auditor and Comptroller to transfer excess budgeted funds, if any, to the appropriate reserves upon advice from the administering department.

(Otay Mesa-Nestor Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: Montgomery-Waller Community Park is located at 3020 Coronado Avenue in the Otay Mesa-Nestor Community Planning Area. Improvements now under construction are an 11,000 square foot recreation center building, two multi-purpose courts, concrete walkways, picnic facilities, landscaping, irrigation, and parking lot lighting. The proposed first amendment to the agreement provides compensation for additional services required to obtain a Building Permit for the recreation center building. When the Manager executed the agreement with the consultant on November 3, 1986, Building Permits were not required for buildings constructed by City contract. The policy has changed and a permit is now required. The permit issuance procedure and various code changes have resulted in additional work for the consultant. That work is beyond the scope of the original agreement. The proposed amendment provides the required additional professional services.

Aud. Cert. 9000924.

FILE LOCATION: MEET CCONFY90-1

COUNCIL ACTION: (Tape location: A433-450.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea,

McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-116: (R-90-1891) RETURNED TO CITY MANAGER

Authorizing the execution of a second amendment to agreement C-03000, between Recht Hausrath and Associates for consultant services in connection with the City-wide Impact Fee Program; authorizing the expenditure of an amount not to exceed \$25,000 from the Facilities Financing Administrative Fund, for the purpose of providing funds for the above project.

CITY MANAGER SUPPORTING INFORMATION: The original agreement (C-03000) between the City of San Diego and Recht Hausrath and Associates was from 9/11/89 - 1/30/90 for an amount not to exceed \$25,000. The agreement provided consultant services to review, analyze, and critique the City-wide Impact Fee Program. The first amendment to this agreement, Document C-03158, extended the date from 1/30/90 to 6/30/90 and amended the scope of work to include a study of the economic impacts of growth management and City-wide impact fees that was requested by Council.

When Council directed staff to prepare a City-wide Impact Fee Program, it was anticipated that work would be complete by January 1990. Since that time, City-wide Impact Fees and Growth Management items have been continued on three occasions for further study and more comprehensive analysis. As a result, the number of Council meetings and meetings with staff at which the consultants were required has increased. Responses to referrals and requests for additional analysis have also increased the consultant's involvement.

This second amendment will increase the scope of work to include more comprehensive analysis of the impact fees, professional services for fee implementation and required annual reviews and consultations in conjunction with the proposed regional fees as proposed by SANDAG. It is requested that an additional \$25,000 be approved and the agreement extended to June 30, 1991. This will allow staff to call upon the consultant for the expertise and guidance required for completion and implementation of the City-wide Impact Fee Program and will also cover the cost of the growth management related economic analysis.

Aud. Cert. 9000961.

FILE LOCATION: - -

COUNCIL ACTION: (Tape location: A451-606.)

MOTION BY McCARTY TO TAKE NO ACTION AT THIS TIME AND RETURN THE ITEM TO THE CITY MANAGER. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ADDITIONAL BUSINESS: ADOPTED AS RESOLUTION R-275753

Approving the \$5,000.00 payment for cost of the housing affordability study already completed by the consultant.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A451-606.)

MOTION BY McCARTY TO APPROVE THE \$5,000.00 PAYMENT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-117: (R-90-1016) ADOPTED AS RESOLUTION R-275740

Authorizing the execution of an amended agreement with San Diego Convention Center Corporation, Inc., to provide operating and maintenance services for the San Diego Convention Center, together with any necessary modifications or amendments which do not increase the project scope or cost and which the City Manager shall deem necessary from time to time in order to carry out the purposes and intent of this agreement.

CITY MANAGER SUPPORTING INFORMATION: The City Council, on August 20, 1984, via Resolution R-261419, approved the proposed Articles of Incorporation and By-Laws of the San Diego Convention Center Corporation, plus an agreement between the City and the Corporation to provide operating and maintenance services for the Convention Center. The term of the agreement commenced on January 1, 1985 and ended on December 31, 1989. It is recommended that the Council approve the proposed amended agreement between the City and the Corporation. The few changes are for purposes of clarifying both operational and City/Corporation relationships.

FILE LOCATION: MEET CONTFY90-1

COUNCIL ACTION: (Tape location: A433-450.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Henderson.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-118: (R-90-1831) ADOPTED AS RESOLUTION R-275741

Authorizing the execution of a fourth amendment to an agreement (Contract No. 82-057) with the State Coastal Conservancy for extension of the contract term by five years to June 30, 1995, to allow the City to purchase additional parcels for the Tijuana River National Estuarine Research Reserve, with funds previously allocated by the Conservancy for this purpose.

(San Ysidro/Nestor Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: The Tijuana River National Estuarine Research Reserve was established in 1981 and encompasses approximately 2,531 acres of coastal wetlands extending immediately north of the U.S. - Mexico border. The Reserve was set aside for scientific research, education, limited agricultural use, wetlands restoration, and wildlife sanctuary. The 2,531 acres include both privately and publicly owned parcels. The Reserve is administered by a Management Authority, which is composed of the City and eight other public agencies. A major focus of the Reserve program is the public acquisition with Federal and State funds of privately owned wetlands, but purchases are limited to owners who sell voluntarily. Lands purchased from private owners are vested with the City of San Diego due to special State funding conditions and as part of the City's Local Coastal Program. State Contract 82-057, approved by the City Council in 1983, made available \$1.03 million in State funds for land acquisitions by the City. Thus far, the City has purchased 317.43 acres for inclusion in the Reserve. Contract 82-057 originally was to expire in 1985. However, a balance of \$478,518 in unexpended funds still remains, even though the contract has been amended three times to extend the expiration date. Proposed for Council approval is the fourth amendment, which will extend the contract term until June 30, 1995. It is

anticipated that the remaining acquisition funds will be exhausted by that date, as the Management Authority recently revised its list of properties to acquire.

FILE LOCATION: MEET CONTFY90-1

COUNCIL ACTION: (Tape location: A433-450.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Henderson.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-150: (R-90-1826) ADOPTED AS RESOLUTION R-275742

Requiring all City advisory boards, commissions, committees and ad hoc committees created for a duration of one year or more by statute, charter, ordinance, resolution, or other formal action of the Council, to adopt Conflict of Interest Codes and file Statements of Economic Interest (730 Forms) with disclosure categories appropriately tailored to reflect the charge of the particular board, commission, committee or ad hoc committee; declaring that the Conflict of Interest Code adopted by each board, commission, committee and ad hoc committee shall be approved by resolution of the Council.

(See Memorandum from the City Attorney dated 4/2/90.)

COMMITTEE ACTION: Initiated by RULES on 4/18/90.

Recommendation to refer to the full City Council without a recommendation the motion to require all members of City boards and commissions to file financial disclosure forms SEI 730, and adopt a Conflict of Interest Code. Districts 1, 2, 5, 8 and Mayor voted yea. District 4 not present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: G166-178.)

MOTION BY McCARTY TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-not present, Henderson-not present, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-200: PRESENTATION MADE/REPORT ACCEPTED

In the matter of a presentation by Mr. Todd Cockburn, Executive Director, San Francisco Clean Water Program, and Mr. Bob Horii, City Engineer, Los Angeles, on the Clean Water Program staffing.

FILE LOCATION: WATER - Clean Water Program

COUNCIL ACTION: (Tape location: E618-F449.)

MOTION BY PRATT TO ACCEPT THE REPORT. Second by McCarty.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea,

Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea,

McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-201: (O-90-154) HEARING HELD AND APPROVED

First public hearing in the matter of:

Amending Ordinance No. O-17326 (New Series), as amended, entitled "An Ordinance Adopting the Annual Budget for the Fiscal Year 1989-90 and Appropriating the Necessary Money to Operate the City of San Diego for said Fiscal Year" by amending Document No. OO-17326-1, as amended and adopted therein, by amending the personnel authorization of the Water Utilities Department (700) by creating a "Clean Water Program" and adding one Management Assistant to the City Manager and one Deputy Director for Contract Management; exempting the Deputy Director from the Classified Service; establishing a salary rate for the two new positions; transferring the sum of \$41,472, entitled "Modified Wastewater Treatment Facilities Plan" to Sewer Revenue Fund 41506, Program Element 70711 to fund the two new positions.

CITY MANAGER SUPPORTING INFORMATION: This Ordinance will create the Clean Water Program Director and Deputy Director for Contract Management and will exempt these positions from the Classified Service. This action will facilitate implementation of the Clean Water Program. The Director will oversee the entire operation of the Clean Water Program which includes Construction Management, Program/Environmental Management, the Program Manager (consultant), Contract Management and Water Reclamation Management. The Deputy Director for Contract

Management for the Clean Water Program will be responsible for monitoring and coordinating the implementation of the design and construction contracts. Contracts for the 15 agencies participating in the Metropolitan Sewerage System will also be negotiated and administered under the direction of this Deputy Director.

Aud. Cert. 9000756.

WU-CWP-90-121.

NOTE: See Item 331 on the docket of Tuesday, May 22, 1990 for the introduction and adoption of the Ordinance.

FILE LOCATION: - -

COUNCIL ACTION: (Tape location: F440-449.)

MOTION BY PRATT TO APPROVE. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-nay, Pratt-yea, Bernhardt-nay, Henderson-nay, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-202: (R-90-1890) ADOPTED AS RESOLUTION R-275743

Approving the selection of a consultant who will enter into an agreement with the Coalition for San Diego to perform an economic impact study on the proposed City-wide Impact fee program.

CITY MANAGER SUPPORTING INFORMATION: The San Diego City Council and the business community have agreed to cooperatively retain a consultant to assess the economic impact of the proposed City-wide Impact Fee (CWIF) program and other potential fees as well as the impact of other revenue raising alternatives. The agreement will be between the consultant and the Coalition for San Diego. This action constitutes City Council approval of the selected consultant. Proposals were solicited from approximately 25 firms. These proposals were then screened and firms were selected for interviews with a Project Management Team consisting of City staff and representatives from the business and environmental communities. Finalists from this interview were then interviewed by a committee made up of the Mayor, two Councilmembers, and the City Manager.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B024-248.)

MOTION BY ROBERTS TO ADOPT. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-203: (R-90-1869) TRAILED TO TUESDAY, MAY 22, 1990, 2:00 P.M.

Approving a new revised list of real estate appraisers and/or appraisers of personalty and intangibles; authorizing the City Manager to employ such expert appraisers, subject to the availability of funds; rescinding Resolution R-266262, adopted July 21, 1986.

CITY MANAGER SUPPORTING INFORMATION: The City has need of the services of qualified appraisers for the purpose of appraising real property, fixtures, equipment and/or intangible assets in connection with the acquisition, sale, exchange or lease of real property. In compliance with Council Policy 300-7, Hiring of Consultants, ads for professional appraisers with experience in appraising for public acquisition and, particularly, litigation were placed in local newspapers, including minority publications. In addition they were placed in professional appraisal organization newsletters. As a result of these ads and of staff inquiries, 13 appraisers have qualified to be added to the City's approved list. These appraisers have submitted applications to the Property Department, including resumes indicating education, background, qualifications and experience in the appraisal of real property and/or personalty and intangibles assets. These materials have been reviewed, references and work samples have been checked, and those listed have been deemed to meet the City's requirements. The list of 32 appraisers (25 real estate and 7 appraisers of personalty and intangibles) is presented for Council approval.

FILE LOCATION: - -

COUNCIL ACTION: (Tape location: A304-332.)

MOTION BY HENDERSON TO TRAIL TO TUESDAY, MAY 22, 1990, AT 2:00 P.M. Second by Bernhardt. Passed by the following vote:
Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea,
Bernhardt-yea, Henderson-not present, McCarty-yea, Filner-yea,
Mayor O'Connor-yea.

ITEM-S400: (R-90-) RULES WAIVED/RECONSIDERATION
GRANTED/REFERRED TO PF&R COMMITTEE

(Continued from the meeting of May 14, 1990, Item S401, at Councilmember Bernhardt's request, for further review.)

In the matter of reconsideration of the Council's action taken on November 21, 1989, in denying the request of the Carroll Canyon Golf and Recreation Center for Conditional Use/Hillside Review/Resource Protection Overlay Zone Permit 87-1104, to develop a 17-acre site with a 275 yard driving range and related facilities.

(CUP/HRP/RPOZ-87-1104. Mira Mesa Community Area. District-5.)

A: Waiving Rule 34 of the Permanent Rules of the Council

to allow reconsideration.

(6 votes required.)

B: Granting the reconsideration.

(5 votes required.)

C: Setting the matter for future public hearing.

(5 votes required.)

NOTE: If Council grants the reconsideration, time has been reserved for the project to be heard on Tuesday, June 19, 1990 at 2:00 p.m.

FILE LOCATION: PERM - CUP/HRP/RPOZ-87-1104

COUNCIL ACTION: (Tape location: A095-238.)

MOTION BY PRATT TO WAIVE THE RULES TO ALLOW RECONSIDERATION.

Second by Henderson. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-nay, Mayor O'Connor-yea.

MOTION BY PRATT TO GRANT THE RECONSIDERATION. Second by

Henderson. Passed by the following vote: Wolfsheimer-yea,

Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-nay, Mayor O'Connor-yea.

MOTION BY PRATT TO REFER THE MATTER TO THE PF&R COMMITTEE.

Second by Henderson. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-nay, Mayor O'Connor-yea.

* ITEM-S401: (R-90-1865) ADOPTED AS RESOLUTION R-275744

Commending John B. Kennedy for his leadership role and volunteer services to the San Diego YMCA and to the youth and citizens of San Diego.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A433-450.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Henderson.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea,

Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-nay, Mayor O'Connor-yea.

* ITEM-S402: (R-90-1928) ADOPTED AS RESOLUTION R-275745

A Resolution approved by the City Council in Closed Session on Tuesday, April 17, 1990, by the following vote:
Wolfsheimer-yea; Roberts-yea; Hartley-yea; Pratt-yea;
Bernhardt-yea; Henderson-nay; McCarty-yea; Filner-yea;
Mayor-yea.

Authorizing the City Manager to pay the total sum of \$550,000 in the settlement of each and every claim of Erundina Vasquez against the City, its agents and employees, resulting from the personal injury and property damage flooding of premises at 1255 Lauriston Drive (Superior Court Case No. 605886, Vasquez v. Stachewicz, et al., and Superior Court Case No. 608654, Vasquez v. City of San Diego, et al.); authorizing the City Auditor and Comptroller to issue one check in the total amount of \$85,250 made payable to Chicago Title Company and one check in the amount of \$464,750 made payable to Attorney Ernest R. Fraley Client Trust Account, in full settlement of the lawsuit and all claims.

CITY MANAGER SUPPORTING INFORMATION: This constitutes complete and final settlement of all claims against the City of San Diego as a result of the incident of February 2, 1988.
Aud. Cert. 9000946.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A433-450.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Henderson.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S403: (R-90-1782) RETURNED TO CITY MANAGER

19900521

(Continued from the meeting of May 14, 1990, Item 111, at Councilmember Roberts' request, to allow presentations from the public.)

Resolution of Intention to vacate Evergreen Street between Nimitz Boulevard and Macaulay Street and adjacent to Blocks 105 and 106 of Roseville Map-305, under the provisions of the Public Streets, Highways, and Easements Vacation Law; fixing a time and place for a public hearing.
(Peninsula Community Area. District-2.)

FILE LOCATION: STRT J-2741

COUNCIL ACTION: (Tape location: A304-332.)

MOTION BY HENDERSON TO RETURN THE ITEM TO THE CITY MANAGER TO ENSURE COMMUNITY INVOLVEMENT AND FOR REDOCKETING. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S404: (R-90-1834) CONTINUED TO JUNE 18, 1990

(Continued from the meeting of May 14, 1990, Item S405, at Councilmember Hartley's request, to have an opportunity to fully address the issue.)

Authorizing the execution of an agreement with Camp Dresser and McKee for environmental/geotechnical consulting services at the North Chollas landfill, together with any necessary modifications or amendments which do not increase the project scope or cost and which the City Manager shall deem necessary to carry out the purposes and intent of this project and agreement; authorizing the expenditure of an amount not to exceed \$260,000 from the Refuse Disposal Enterprise Fund 41200, CIP-37-219, North Chollas Soil Contamination Project, for the purpose of providing funds for the above project; authorizing the City Auditor and Comptroller to transfer excess budgeted funds, if any, to the appropriate reserves on advice of the administering department.

(Mid-City Community Area. District-3.)

CITY MANAGER SUPPORTING INFORMATION: The North Chollas landfill was operated as a municipal trash open burning site during the 1940's and 1950's. The 1979 regrading of the site occurred in anticipation of the development of a municipal landfill. This regrading operation redistributed the ash deposits on the site, predominantly in constructing sound attenuating berms along the northerly perimeter of the site, adjacent to residential property. The site has been identified as having potentially hazardous soil. The State Department of Health (DOHS) has requested that a Health Risk Assessment (HRA) be performed. This agreement will provide the needed services for: a) preparation of the HRA, quantitatively evaluate potential health risks associated with exposure to contaminants for on and off site populations during and after the remediation process, b) identify appropriate clean-up levels, c) develop and

implement a Sampling and Analysis Plan and d) provide on site engineering services during the Closure and mitigation activities. After responding to a Request for Proposal, four Environmental/Geotechnical Consulting firms were shortlisted for this project in accordance with AR 25.60. These four firms were interviewed by a selection committee which selected Camp Dresser and McKee (CDM) as the recommended consultant based on their interview and previous related experience on similar projects. CDM is a very reputable firm, with experience in environmental and landfill related issues. CDM will subcontract to an MBE firm laboratory services.
Aud. Cert. 9000955.

FILE LOCATION: - -

COUNCIL ACTION: (Tape location: E586-609;F461-G146.)
MOTION BY HARTLEY TO CONTINUE THE HEALTH RISK ASSESSMENT TO JUNE 18, 1990, AND DIRECT THE CITY MANAGER AT THAT TIME TO PROVIDE COUNCIL WITH A COMPREHENSIVE PROJECT SCHEDULE OVERVIEW WITH SPECIFIC TASKS THAT MUST BE ACCOMPLISHED, ALLOWING THE OPPORTUNITY FOR PUBLIC INPUT, AND PROVIDING A TIMELINE IN WHICH TO ACCOMPLISH THE SAFE CLOSURE OF NORTH CHOLLAS. IN ADDITION, ESTABLISH AN ADVISORY COMMITTEE WHICH SHOULD BE INVOLVED THROUGHOUT THE PROCESS. MEMBERS OF THIS COMMITTEE SHOULD BE MADE UP OF NEIGHBORHOOD AND APPROPRIATE ENVIRONMENTAL EXPERTS LIKE THE ENVIRONMENTAL HEALTH COALITION. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-not present, Henderson-not present, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-S405: (R-90-1773) ADOPTED AS RESOLUTION R-275746

(Continued from the meeting of May 14, 1990, Item 124, at Councilmember Wolfsheimer's request, due to lack of time.)
Authorizing the execution of an agreement with the City of Poway to transport 40 equivalent dwelling units of Poway sewage through San Diego's Pump Station 75 to a point of discharge into Poway's gravity system, together with any necessary modifications or amendments which do not increase the project scope or cost and which the City Manager shall deem necessary in order to carry out the purposes and intent of this project and agreement.

(Rancho Bernardo Community Area. District-1.)
CITY MANAGER SUPPORTING INFORMATION: The City of San Diego

has an existing agreement with the City of Poway which allows Poway sewage to flow northward into Escondido's treatment plant via San Diego's sewer system in Rancho Bernardo (North Basin Agreement). All of the capacity for Poway in the North Basin is now committed. The City of Poway would like to acquire sewer capacity for 40 EDUs at San Diego's Pump Station 75 at Pomerado Road and Stone Canyon Road. The proposed agreement will grant the 40 EDU capacity to Poway which will pay for the necessary improvements to accommodate the additional 40 EDUs sewage flow. The estimated improvement cost is \$8,000. Poway will also pay its pro rata share of the operation and maintenance costs and any and all future replacement and repair costs of Sewer Pump Station 75 and its force mains. The 40 EDU flow will not affect San Diego's capacity right in Poway's Pomerado Relief Trunk Sewer, which Sewer Pump Station 75 discharges into.
WU-U-90-106.

FILE LOCATION: MEET CONFY90-1

COUNCIL ACTION: (Tape location: A433-450.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Henderson.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S406: (R-90-1363) RETURNED TO CITY MANAGER

(Continued from the meeting of May 14, 1990, Item 200(C), at the City Manager's request, for further review.)

Approving a street configuration map for the State Route 15/40th Street project.

(See City Manager Report CMR-90-112. Mid-City Community Area. District-3.)

FILE LOCATION: - -

COUNCIL ACTION: (Tape location: A304-332.)

MOTION BY HENDERSON TO RETURN THE ITEM TO THE CITY MANAGER AT THE CITY MANAGER'S REQUEST. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

May-21-1990

ITEM-S407: DISCUSSION HELD

(Continued from the meeting of May 14, 1990, Item S407, at Mayor O'Connor's request, to allow Councilmembers Pratt and McCarty to be present.)
In the matter of Water Conservation.

FILE LOCATION: WATER - Water Conservation

COUNCIL ACTION: (Tape location: B255-E577.)

MOTION BY HENDERSON TO PROMPTLY IMPLEMENT A VOLUNTARY WATER CONSERVATION PROGRAM WITH A GOAL OF REDUCING WATER USE BY AT LEAST TEN PERCENT IN SAN DIEGO. DIRECT THE MAYOR TO WORK WITH THE NEWS MEDIA ON A STRONG WATER CONSERVATION EDUCATIONAL PROGRAM TO SHOW CITIZENS HOW THEY CAN BEST PARTICIPATE. FURTHER DIRECT THE MAYOR TO WORK WITH LARGE WATER USERS, INCLUDING THE CITY OF SAN DIEGO, TO DEVELOP INNOVATIVE WAYS TO CONSERVE WATER VOLUNTARILY. DIRECT THE CITY MANAGER TO REPORT BACK IN SIXTY DAYS ON THE SUCCESS OF THE CITY'S VOLUNTARY EFFORTS. UPON THE CITY MANAGER REPORTING BACK, IF FOR SOME REASON THE PROGRAM IS NOT SUCCESSFUL, THAT THE COUNCIL THEN CONSIDER ADOPTING A MANDATORY PROGRAM; THAT IN SIXTY DAYS, THE MANDATORY ORDINANCE ALSO BE PLACED ON THE DOCKET FOR ADOPTION BY THE COUNCIL. WEEKLY REPORTS SHALL BE BROUGHT FORWARD BY THE "COMMITTEE" -- BRING THIS MATTER BACK TO COUNCIL NEXT WEEK; HAVE THE "COMMITTEE" COME BACK WITH THE EDUCATIONAL COMPONENTS AND PROGRAMS. ALSO, INCLUDE COUNCIL MEMBER BERNHARDT'S SUGGESTIONS ON PROGRAMMING, AS CONTAINED IN HER MEMO DATED MAY 18, 1990, ADDRESSED TO MAYOR O'CONNOR AND CITY COUNCILMEMBERS ON WATER CONSERVATION. Second by Mayor O'Connor.

Substitute motion by Pratt to adopt Stage 2 Mandatory by approving the action of April 26, 1990, which directed staff to return to Council in two weeks with a specific plan to implement Stage 2 measures which emphasizes the increased public education and technical programs and, down to the five points in that

recommendation, and then the points in Council Member Bernhardt's memo of May 18, 1990, regarding the drought response surcharge, the tracking system which can be done on a weekly basis, the specific programs to be implemented which were part of the City Manager's recommendations on May 9, 1990, the increased resources which will be necessary to provide the staff to develop this proactive assistance to citizens who seek help in assessing the opportunities for water savings and a water conservation advisory committee. Second by Filner. Failed by

the following vote: Yeas-1,4,8. Nays-2,3,5,6,7,M. Not Present-None.

Motion on the voluntary program passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-nay, Mayor O'Connor-yea.

ITEM-S408: (R-90-2145) ADOPTED AS RESOLUTION R-275747 GRANTING THE MAP AS REDESIGNED

19900521

(Continued from the meetings of May 1, 1990, Item 331, and May 15, 1990, Item 335(A); last continued at Councilmember Bernhardt's request, for the map to be redesigned to exclude the street vacation.)

Request to subdivide an 11.88-acre site into three parcels relating to the Mini Max project. The subject property is located at 3951 Murphy Canyon Road between Aero Drive and Balboa Avenue and is described as Lots 32, 33 and 42 of Rosedale Tract, Map-825, in Zone M-1-A within the Serra Mesa Community Plan area.

(TM-89-1210. District-5.)

Adoption of a Resolution granting or denying the map, with appropriate findings to support Council action.

FILE LOCATION: SUBD - Rosedale Tract, Lots 32, 33, and 42

COUNCIL ACTION: (Tape location: G147-165.)

Hearing began at 6:25 p.m. and halted at 6:26 p.m.

MOTION BY ROBERTS TO GRANT THE MAP AS REDESIGNED TO EXCLUDE THE STREET VACATION. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-not present, Henderson-not present, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

* ITEM-S409: (R-90-1917) ADOPTED AS RESOLUTION R-275748

Approving Change Order No. 3, dated April 27, 1990, issued in connection with the contract with Marathon Construction for Ocean Beach Pier rehabilitation, amounting to a net increase in the contract price of \$222,320.

(Ocean Beach Community Area. District-2.)

CITY MANAGER SUPPORTING INFORMATION: On October 31, 1989, a contract was awarded to Marathon Construction Corporation for rehabilitation of the Ocean Beach Municipal Fishing Pier. The project is now approximately 55 percent complete. During one of the pier structural repair tasks, crack repair of the reinforced concrete piles (columns supporting the pier deck), removal of deteriorated concrete revealed major reinforcing steel corrosion. This discrepancy requires a new extensive repair procedure for protecting and reinforcing the existing piles that have similar deterioration. To date, six piles have had the degraded concrete removed and require this repair. This Change Order will cover the repair of an anticipated 14 piles. The piles requiring repair are located on the beach and in shallow water. It is desirable to perform this Change Order work before the summer increase in beach users.
Aud. Cert. 9000967.

FILE LOCATION: CONT - Marathon Construction
CONTFY90-1

COUNCIL ACTION: (Tape location: A433-450.)
CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Henderson.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-S410: (R-90-1937) ADOPTED AS RESOLUTION R-275749

Authorizing the execution of a First Amendment to the existing Operating Agreement between the City and VillaView Community Hospital, pursuant to which the Hospital will be authorized to incur additional indebtedness.
(See City Manager Report CMR-90-241.)

FILE LOCATION: MEET CONTFY90-1

COUNCIL ACTION: (Tape location: A433-450.)
CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Henderson.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea,

McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-S411: (R-90-1946) ADOPTED AS RESOLUTION R-275750

Proclaiming Saturday, May 26, 1990 as "Michael J. Costanzo Day" in recognition of his considerable contributions to the City of San Diego as Director of "Klassic Kids," a non-profit child care program of Harmonium, Inc.; expressing appreciation and extending best wishes for his continued success and happiness in future endeavors.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A433-450.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Henderson.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-S412: (R-90-1941) ADOPTED AS RESOLUTION R-275751

Proclaiming May 26, 1990 as "Finer Womanhood Day" in San Diego, recognizing Zeta Phi Beta Sorority, Mu Sigma Chapter for its community service and to encourage other organizations to exemplify such dedication.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A433-450.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Henderson.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S413: (R-90-1947 Rev.1) ADOPTED AS RESOLUTION R-275752

19900521

Adopting a City Water Conservation Program, as suggested by the Mayor and members of the Council and the City Manager; directing the City Manager to formulate the program and

file a copy with the office of the City Clerk.

NOTE: See Item S407 on the Supplemental Docket of May 21, 1990 for a companion item.

FILE LOCATION: WATER - Water Conservation Program

COUNCIL ACTION: (Tape location: B255-E577.)

MOTION BY HENDERSON TO PROMPTLY IMPLEMENT A VOLUNTARY WATER CONSERVATION PROGRAM WITH A GOAL OF REDUCING WATER USE BY AT LEAST TEN PERCENT IN SAN DIEGO. DIRECT THE MAYOR TO WORK WITH THE NEWS MEDIA ON A STRONG WATER CONSERVATION EDUCATIONAL PROGRAM TO SHOW CITIZENS HOW THEY CAN BEST PARTICIPATE. FURTHER DIRECT THE MAYOR TO WORK WITH LARGE WATER USERS, INCLUDING THE CITY OF SAN DIEGO, TO DEVELOP INNOVATIVE WAYS TO CONSERVE WATER VOLUNTARILY. DIRECT THE CITY MANAGER TO REPORT BACK IN SIXTY DAYS ON THE SUCCESS OF THE CITY'S VOLUNTARY EFFORTS. UPON THE CITY MANAGER REPORTING BACK, IF FOR SOME REASON THE PROGRAM IS NOT SUCCESSFUL, THAT THE COUNCIL THEN CONSIDER ADOPTING A MANDATORY PROGRAM; THAT IN SIXTY DAYS, THE MANDATORY ORDINANCE ALSO BE PLACED ON THE DOCKET FOR ADOPTION BY THE COUNCIL. WEEKLY REPORTS SHALL BE BROUGHT FORWARD BY THE "COMMITTEE" --

BRING THIS MATTER BACK TO COUNCIL NEXT WEEK; HAVE THE "COMMITTEE" COME BACK WITH THE EDUCATIONAL COMPONENTS AND PROGRAMS. ALSO, INCLUDE COUNCIL MEMBER BERNHARDT'S SUGGESTIONS ON PROGRAMMING, AS CONTAINED IN HER MEMO DATED MAY 18, 1990, ADDRESSED TO MAYOR O'CONNOR AND CITY COUNCILMEMBERS ON WATER CONSERVATION. Second by Mayor O'Connor.

Substitute motion by Pratt to adopt Stage 2 Mandatory by approving the action of April 26, 1990, which directed staff to return to Council in two weeks with a specific plan to implement Stage 2 measures which emphasizes the increased public education and technical programs and, down to the five points in that recommendation, and then the points in Council Member Bernhardt's memo of May 18, 1990, regarding the drought response surcharge, the tracking system which can be done on a weekly basis, the specific programs to be implemented which were part of the City Manager's recommendations on May 9, 1990, the increased resources which will be necessary to provide the staff to develop this proactive assistance to citizens who seek help in assessing the opportunities for water savings and a water

conservation advisory committee. Second by Filner. Failed by the following vote: Yeas-1,4,8. Nays-2,3,5,6,7,M. Not Present-None.

Motion on the voluntary program passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-nay, Mayor O'Connor-yea.

NON-DOCKET ITEMS:

None.

COUNCIL COMMENT:

None.

PUBLIC COMMENT:

ITEM-PC-1:

Comments by Don Stillwell with regard to the City and the Schools working together. Mr. Stillwell also congratulated Council Members Hartley and McCarty for their participation in the democratic process.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: G350-358.)

ADJOURNMENT:

By common consent, the meeting was adjourned by Mayor O'Connor at 6:41 p.m. in honor of the memory of Jerome G. Lowe.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: G365).